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Toshiba America, Inc.,
Toshiba America Information Systems, Inc.,
and Toshiba America Electronic Components, Inc.*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

**IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION**

Case No. 07-5944 SC
MDL No. 1917

This Document Relates to:

Sharp Electronics Corporation; Sharp Electronics Manufacturing Company Of America, Inc..

Plaintiffs.

V.

Hitachi, Ltd., et al.

Defendants.

**DECLARATION OF SAMUEL J.
SHARP IN SUPPORT OF THE
TOSHIBA DEFENDANTS'
ADMINISTRATIVE MOTION TO
FILE DOCUMENTS UNDER SEAL
PURSUANT TO CIVIL LOCAL
RULES 7-11 AND 79-5(d)**

**DECLARATION OF SAMUEL J. SHARP IN SUPPORT OF
THE TOSHIBA DEFENDANTS' ADMINISTRATIVE MOTION TO
MENTS UNDER SEAL PURSUANT TO CIVIL LOCAL RULES 7-11 AND 79-5(d)**

Case No. 07-5944 SC
MDL No. 1917

1 I, Samuel J. Sharp, hereby declare as follows:

2 1. I am an attorney with the law firm of White & Case LLP, attorneys for
 3 Defendants Toshiba Corporation, Toshiba America, Inc., Toshiba America Information
 4 Systems, Inc., and Toshiba America Electronic Components, Inc. (collectively, the “Toshiba
 5 Defendants”). I make this declaration in support of the Toshiba Defendants’ Administrative
 6 Motion to File Documents Under Seal Pursuant to Civil Local Rules 7-11 and 79-5(d) (the
 7 “Motion to Seal”).

8 2. Except for those matters stated on information and belief, which I believe to be
 9 true, I have personal knowledge of the facts set forth herein and, if called upon, could and
 10 would competently testify thereto under oath.

11 3. On June 18, 2008, the Court approved a Stipulated Protective Order (Dkt. No.
 12 306) in this matter.

13 4. The Toshiba Defendants and other parties to this litigation have produced in
 14 this action certain documents and information designated as either “Confidential” or “Highly
 15 Confidential” pursuant to the Stipulated Protective Order.

16 5. On March 6, 2015, the Toshiba Defendants filed an administrative motion to
 17 seal the following materials pursuant to Civil Local Rules 7-11 and 79-5(d):

18 a. Portions of the Toshiba Defendants’ Reply Memorandum In Support Of
 19 Their Motion *In Limine* To Exclude Evidence of Toshiba’s Sales to Sharp
 20 Corporation (“Toshiba’s Reply”) that contain discussion of confidential,
 21 non-public information designated Confidential or Highly Confidential by
 22 the producing parties in accordance with the Protective Order applicable to
 23 this action.

24 6. Pursuant to Civil Local Rules 7-11 and 79-5(d), this Court’s General Order
 25 No. 62, Electronic Filing of Documents Under Seal, effective May 10, 2010, and the
 26 Protective Order, portions of Toshiba’s Reply should be maintained under seal pending
 27 further supporting declarations from the designating parties. Under the Stipulated Protected
 28

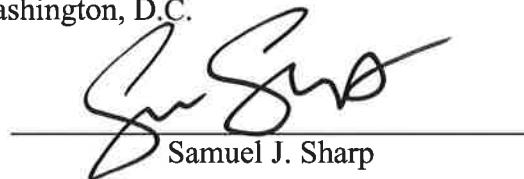
DECLARATION OF SAMUEL J. SHARP IN SUPPORT OF
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1 Order, it is the burden of the party designating the content summarized in the Toshiba's Reply
2 as "Confidential" to demonstrate that those materials should remain under seal.

3 I declare under penalty of perjury under the laws of the United States of America that
4 the foregoing is true and correct.

5 Executed this 6th day of March, 2015, in Washington, D.C.



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MDL No. 1917

CERTIFICATE OF SERVICE

On March 6, 2015, I caused a copy of the “DECLARATION OF SAMUEL J. SHARP IN SUPPORT OF THE TOSHIBA DEFENDANTS’ ADMINISTRATIVE MOTION TO FILE DOCUMENTS UNDER SEAL PURSUANT TO CIVIL LOCAL RULES 7-11 AND 79-5(d)” to be electronically filed via the Court’s Electronic Case Filing System, which constitutes service in this action pursuant to the Court’s order of September 29, 2008.


Samuel J. Sharp

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White & Case LLP
7001 Thirteenth Street, NW
Washington, DC 20005

**DECLARATION OF SAMUEL J. SHARP IN SUPPORT OF
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